



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

MAR 12 2002

William B. Moran
Administrative Law Judge
U.S. EPA (1900L)
Ariel Rios Building
1200 Pennsylvania Avenue
Washington, D.C. 20460

Re: DaimlerChrysler Corporation - Docket No. RCRA-05-2001-0015

Dear Judge Moran:

Please find enclosed Complainant's Proposed Penalty and Detailed Explanation in the above-referenced matter. I may be contacted by telephone at (312) 353-5751, or by fax at (312) 886-0747.

Respectfully submitted,

A handwritten signature in cursive script that reads "Karen L. Peaceman".

Karen L. Peaceman
Associate Regional Counsel

Enclosure

cc: Steven C. Kohl, counsel for DaimlerChrysler Corporation
Duncan Campbell, DE-9J
Regional Hearing Clerk, 19J

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

RECEIVED
REGIONAL HEARING
OFFICE

'02 MAR 12 P3:50

In The Matter Of)

DaimlerChrysler Corporation,)

Respondent)

) Docket No. RCRA-05-2001-0015
)
) Administrative Law Judge William B. Moran
)

US ENVIRONMENTAL
PROTECTION AGENCY
REGION V

COMPLAINANT'S PROPOSED PENALTY AND DETAILED EXPLANATION

Complainant submits the following Proposed Penalty and Detailed Explanation of that penalty pursuant to the Prehearing Order in the above-referenced matter. U.S. EPA proposes a penalty in this matter in the amount of \$487,550. A summary of U.S. EPA's proposed penalty is attached hereto as Complainant's Exhibit C-21. Although the Complaint contains seven separate counts of violation, for purposes of calculating the proposed penalty, Complainant grouped together certain of the violations. Therefore, Complainant assessed a single penalty for the violations of Ohio's hazardous waste tank regulations, a single penalty for the violations of U.S. EPA's air emission standards for equipment leaks and a single penalty for the violations of U.S. EPA's air emission standards for tanks, surface impoundments, and containers. A detailed explanation for each of those three counts is attached hereto as Complainant's Exhibit C-22-1 through C-22-3.

Complainant's Proposed Penalty and Detailed Explanation for In the Matter of
DaimlerChrysler Corporation is hereby respectfully submitted.

Respectfully Submitted,

Karen L. Peaceman

Karen L. Peaceman
Associate Regional Counsel
United States EPA - ORC Region 5
77 W. Jackson Blvd., C-14J
Chicago, IL 60604
(312) 353-5751

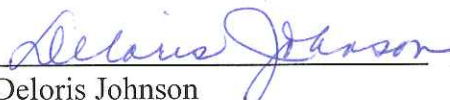
CERTIFICATE OF SERVICE

I hereby certify that on this day I filed the original of the foregoing Proposed Penalty and Detailed Explanation in the office of the Regional Hearing Clerk (E-19J), United States Environmental Protection Agency, Region 5, 77 W. Jackson Boulevard, Chicago, IL 60604, and that I then caused true and correct copies of the filed documents to be promptly mailed to the following by First Class Mail:

William B. Moran
Administrative Law Judge
U.S. EPA (1900L)
Ariel Rios Building
1200 Pennsylvania Avenue
Washington, D.C. 20460

Steven C. Kohl
Howard & Howard
The Pinehurst Office Center, Suite 101
39400 Woodward Avenue
Bloomfield Hills, MI 48304

Dated: March 12, 2002


Deloris Johnson
Paralegal Specialist (C-14J)
United States Environmental
Protection Agency
77 W. Jackson Blvd.
Chicago, IL 60604
(312) 886-6806